IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

INCOME TAX REFERENCE No 304 of 1987

For Approval and Signature:

Hon'ble MR.JUSTICE A.R.DAVE Sd/-
and
Hon'ble MR.JUSTICE D.A.MEHTA Sd/-

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

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M/s.DHAULGIRI INVESTMENT P LTD

Versus

COMMISSIONER OF INCOME TAX

Appearance:
MR RK PATEL for Petitioner No. 1
MR RP BHATT for Respondent No. 1

CORAM : MR.JUSTICE A.R.DAVE
and
MR.JUSTICE D.A.MEHTA

Date of decision: 28/06/2001

ORAL JUDGEMENT

(Per : MR.JUSTICE A.R.DAVE)

1. Learned Advocate Mr. R.K.Patel has appeared for

the applicant-assessee, whereas learned Advocate Mr.Akil Qureshi has appeared for the Revenue.

2. At the time of hearing of this Reference it was submitted by learned Advocate Shri R.K.Patel that he has been instructed by his client to withdraw this Reference. He, therefore, prays for withdrawal of the Reference. Permission granted. The Reference stands disposed of as withdrawn. In the circumstances, we decline to answer the question referred to us. No costs.

Sd/- Sd/-
(A.R.Dave, J) (D.A.Mehta,J)

m.m.bhatt